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August 11, 2014

**VIA ECF**

Honorable Nelson S. Roman  
United States District Court  
Federal Building and U.S. Courthouse  
300 Quarropas St.  
White Plains, NY 10601

**Re: *Joseph Maiaro, et al. v. Alarm Specialist, et al.***  
**Civil Action File No. 13-CV-8658**

Dear Judge Roman:

We represent Plaintiffs in the above-captioned case. We write in to submit supplemental authority to the Court regarding Plaintiffs' opposition to Defendants' objections to the May 21, 2014 Decision and Order of the Magistrate Judge Granting Plaintiffs leave to amend the complaint to add opt-in Plaintiff Thomas Langhorn as a named Plaintiff, and Class and Collective representative. On July 25, 2014, Judge Sullivan decided *Gonyer v. Vane Line Bunkering, Inc.* which held that opt-in plaintiffs are permitted to file consent to sue forms prior to court authorized notice. No. 13-cv-8488 (RJS), 2014 U.S. Dist. LEXIS 102532, at \*5 (S.D.N.Y. July 25, 2014)("[T]he Second Circuit has explicitly stated that a motion for conditional certification need not be pending in order for a plaintiff to opt in.")

We thank the Court for attention to this matter.

Respectfully submitted,



Douglas Weiner

cc: Anthony Rainone (via ecf)